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FACSIMILE TRANSMISSION COVER SHEET

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DATE:

July 21, 2005

TO:

Examiner Lyle Alexander Group Art Unit 1743 Mail Stop Amendment Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RE:

U.S. Patent Application No. 10/650,125 For: LIQUID ABSORPTOMETRY METHOD OF

PROVIDING PRODUCT CONSISTENCY Our Ref: CBK02115 (3600-374-33)

FROM:

Luke A. Kilyk, Esq. >/

FAC. TEL. NO.:

1-571-273-8300

NUMBER OF PAGES (INCLUDING THIS COVER SHEET): 7

Items Attached: Third Supplemental Information Disclosure Statement -- 2 pages

Office, Fax No. 1-571-273-8300 on July 21, 2005.

Form PTO/SB/08 - 1 page One Document -- 3 pages

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Donald S. Prater Name (Print)

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	f: MURPHY et al. )	Examiner:	Lyle Alexander
Application No.:	10/650,125	Group Art Unit:	1743
Filed:	August 27, 2003	Confirmation No.:	5521
Docket No. CB	K02115 (3600-374-33)		

LIQUID ABSORPTOMETRY METHOD OF PROVIDING PRODUCT CONSISTENCY For:

## THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 CFR 1.97(c)

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

July 21, 2005

Sir:

The attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached Form PTO/SB/08. Pursuant to the current United States Patent and Trademark Office rules, no copies of U.S. Patents/Patent Application Publications are provided.

This Information Disclosure Statement is being submitted after expiration of the threemonth period following filing of the above-captioned application, but before an Office Action on the merits and before any Final Office Action or Notice of Allowance.

Should a first Office Action cross in the mail with the filing of this Information Disclosure statement, then applicants respectfully petition under 37 C.F.R.§ 1.97(c) to consider the documents set forth in the Information Disclosure Statement.

The above information is presented so that the Patent and Trademark Office can, in the first instance, determine any materiality thereof to the claimed invention. See 37 CFR 1.104(a) and 1.106(b) concerning the PTO duty to consider and use any such information. It is respectfully requested that the information be expressly considered during the prosecution of this application,

Third Supplemental Information Disclosure Statement U.S. Patent Application No. 10/650,125

and that the documents cited in the attached Form PTO/SB/08 be made of record therein and appear on the first page of any patent to issue therefrom.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in this application and applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

It is believed that no fee is required to make this a complete and timely filing. However, if it is determined that a petition or fee is required, the Commissioner is hereby authorized to charge any fee associated with this statement to Deposit Account No. 03-0060 and please consider this a petition.

Respectfully submitted,

Luke A. Kilyk

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Reg. No. 33,251

Atty. Docket No.: CBK02115 (3600-374-33)

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Enclosures: Form PTO/SB/08 w/1 Document

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PTO/SB/08a (05-03)

Approved for use through 04/30/2003, OMB 0651-0031

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		Complete If Known			
Substitute for form 1449A/PTO				Application Number	10/650,125
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)			OCUDE	Filing Date	August 27, 2003
				First Named Inventor	Murphy et at.
				Art Unit	1743
			essary)	Examiner Name	Lyle Alexander
Sheet	1	of	l	Attorney Docket Number	CBK02115 (3600-374-33)

NON PATENT LITERATURE DOCUMENTS						
Include name of the aithor (in CADTAL LETTEDS). title of the original when appropriate tall at the						
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city, and/or country where published.	T²			
		Declaration of Non-Establishment of International Search Report for PCT/US2004/010268, dated March 1, 2005				
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